

UNITED STATE PATENT AND TRADEMARK OFFICE
COMBINED DECLARATION AND POWER OF ATTORNEY
(Original, Design, National Stage of PCT, Supplemental, Divisional,
Continuation or CIP Application)

As a below named inventor, I hereby declare that:

This declaration is for the following type application:

☒: original
☐: design
☐: national stage of PCT
☐: supplemental
☐: divisional
☐: continuation
☐: continuation-in-part (CIP)

INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are stated below next to my name. I believe I am the original, first and sole inventor (or an original, first and joint inventor) of the subject matter which is claimed and for which a patent is sought on the invention entitled: __ PROCESS FOR ASSEMBLY AND INSTALLATION OF A SNACK PACKAGE ADAPTED FOR ATTACHMENT TO A BEVERAGE CONTAINER THEREBY ALLOWING THE COMBINATION TO TAKE UP THE SAME SHELF SPACE AS THE CONTAINER ALONE FOR VENDING AND OFF-THE-SHELF SALES WITH AUGMENTED MARKETING ADAPTATION__

SPECIFICATION IDENTIFICATION

the specification of which:

☐: is attached hereto.

:xx: was filed on 12-04-2003 as Application Serial No.
10/728,447.

NOTE: Amendments filed after the original papers are deposited with the PTO which contain new matter are not accorded a filing date by being referred to the declaration. Accordingly, the amendments involved are those filed with the application papers, or, in the case of a supplemental declaration, are those amendments claiming matter not encompassed in the original statement of invention or claims. See 37 CFR 1.67.

PCT APPLICATION ENTERING NATIONAL STAGE

: : was described and claimed in International
Application No. , filed on , and amended on (if
any).

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations Section 1.56 (a).

: : In compliance with this duty there is attached an information disclosure statement. 37 C.F.R. 1.97.

PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign applications/s for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

:XX: no such applications have been filed.

: : such applications have been filed as follows:

EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

Country Application Number: Date of Filing: Priority Claimed
(mo., Day, Year): Under 37 USC 119

:
: : yes : : no

I do claim priority for a patent filing for this device filed on 04/29/99 as serial number 09/301,868 upon which this continuation in part is based and this abandoned in favor of this continuation in part application.

POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorney/s to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

JOHN E. HALAMKA, ESQ.

Reg. No. 30,177

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Palos Verdes Estates, CA 90274 halamka@usc.edu

Direct telephone calls to:

John E. Halamka, Esq.

(310) 316-6100

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURES

Full name of second joint inventor, PAUL PEREZ

Inventor's signature Paul Perez

Date 9/23/07 Country of Citizenship United States of America

Residence United States of America

Post Office Address-21102 PEPPERTREE LANE, MISSION VIEJO,
CA 92691

The following pages form a part of this Declaration:

: Signature for third and subsequent joint inventors.
Number of pages added .

: Signature by administrator(trix), executor(trix), or
legal representative for deceased or incapacitated inventor. Number
of pages added .

: Signature for inventor who refuses to sign or
cannot be reached by person authorized under 37 C.F.R. 1.47.
Number of pages added .

: Added pages to combined declaration and power of
attorney for divisional, continuation, or continuation-in-part (CIP)
application.

:XX: Added Verified Statement (Declaration) Claiming
Small Entity Status (37 CFR 1.9(f) and 1.27(b))

: Total pages added to this Declaration

Docket No.PA1640.CIP

Applicant or Patentee: PAUL PEREZ

Serial or Patent No.: 10/728,447, Filed: 12-04-2003

Verified Statement (Declaration) Claiming Small
Entity Status (37 CF. 1.9(f) and 1.27(b))
Independent Inventor

Title: PROCESS FOR ASSEMBLY AND INSTALLATION OF A
SNACK PACKAGE ADAPTED FOR ATTACHMENT TO A
VEVERAGE CONTAINER THEREBY ALLOWING THE
COMBINATION TO TAKE UP THE SAME SHELF SPACE AS THE
CONTAINER ALONE FOR VENDING AND OFF-THE-SHELF
SALES WITH AUGMENTED MARKETING ADAPTATION

As a below named inventor, I hereby declare that I
qualify as an independent inventor as defined in 37 CFR 1.9(c) for
purposes of paying reduced fees under section 41(a) and (b) of
Title 35, United States Code, to the Patent and Trademark Office
with regard to the invention entitled SNACK PACKAGE ADAPTED
FOR A BOTTLE described in:

: the specification filed herewith,

: ~~XX~~ application serial no. 10/728,447, filed 12-04-2003

: patent no. , issued .

I have not assigned, granted, conveyed or licensed
and am under no obligation under contract or law to assign,
grant, convey or license, any rights in the invention to any person
who could not be classified as an independent inventor under 37
CFR 1.9(c) if that person had made the invention, or to any
concern which would not qualify as a small business concern
under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR
1.9(e).

Each person, concern or organization to which I have
assigned, granted, conveyed, or licensed or am under an obliga-
tion under contract or law to assign, grant, convey, or license any

rights in the inventions listed below:

XX: no such person, concern or organization

 : persons, concerns or organizations listed below.
Docket No. PA1640.CIP

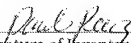
NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27).

FULL NAME PAUL PEREZ
ADDRESS 21101 PEPPERTREE LANE, MISSION VIEJO, CA
92691
[XX] INDIVIDUAL

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I here by declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 10-01 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

INVENTOR PAUL PEREZ



Signature of Inventor

Date 9-23-07